

RECEIVED  
2005 OCT 28 A 9:34  
IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF ALABAMA

UNITED STATES OF AMERICA

Plaintiff,

v.

RIOS, SERGIO,

Defendant.

Case No.: 1:05-MJ-110(CSC)  
(MDAL)

Violation:

MOTION TO WITHDRAW

COMES NOW, the Defendant's attorney in the above referenced matter, PHIL CANNON, and files this his Motion to Withdraw as attorney of record for Defendant, SERGIO RIOS, and in support thereof would show this Honorable Court the following:

1.

That on October 20, 2005, Defendant's attorney was served by certified mail a letter of termination attached hereto as Exhibit "A".

2.

That the United States District Court will retain jurisdiction of the underlying action.

3.

That the client has the obligation to prepare for trial or hire other counsel to prepare for trial when the trial date has been set.

4.

That the withdrawal of counsel will not affect any court dates or scheduled

pleadings including trial.

5.

That this withdrawal is with the client's consent, knowledge and understanding.

6.

That the Defendant's address is 202 West Third Street, Donalsonville, Georgia 39845, and the Defendant's telephone number is (229) 309-0024.

WHEREFORE, for the above stated reasons the attorney would respectfully request this Court's permission to withdraw as attorney of record.

This the 24 day of October, 2005.

PHIL CANNON, P.C.

BY: 

PHIL CANNON

State Bar No.: 107895

Prepared by:  
Phil Cannon, P.C.  
PHIL CANNON, ESQ.  
State Bar No. 107895  
Post Office Box 722  
Albany, Georgia 31702-0722  
(229) 446-8085

October 20, 2005

Mr. Phil Cannon  
242 W. Broad Avenue  
Albany, Georgia 31702

Re: Sergio Rios / Aurora Rodriguez

Dear Mr. Cannon:

With reference to Mr. Sergio Rios' case which we have retained you as Defense Attorney, I would like to request, as of today, you no longer represent us in this matter. At the same time, I request you returned to me the balance from the \$ 15,000.00 I paid you and collect only for the services you have preformed.

Sincerely,

A handwritten signature in cursive script that reads "Aurora Rodriguez".

Aurora Rodriguez  
202 West 3<sup>rd</sup> Street  
Donaldsonville, Georgia 39845  
229-309-0024

Exhibit

A